IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE CIVIL JURISDICTION

WRIT PETITION NO.4574 OF 2004

Thane Municipal Corporation and others).. Petitioners

Versus

Municipal Labour Union).. Respondent

Mr.R.S.Apte with Mr.M.V.Limaye for the Petitioners.

Mrs.Neeta Karnik for the Respondent.

CORAM: SMT.NISHITA MHATRE, J.

DATED: 9TH AUGUST 2004

P.C.:

. The interim relief application has been filed by the workmen represented by the Respondent Union in order to stay the alleged unfair labour practice of making their salary payment to them by cheque instead of cash as was the practice for a long number of years. No notice under Section 9A of the Industrial Disputes Act, 1947 has been issued by the Petitioners and hence the Complaint has been filed under Items 9 and 10 of Schedule IV of the Maharashtra Recognition of Trade Unions and Prevention of Unfair Labour Practices Act, 1971. The Industrial Court has held, prima facie, that the action taken by the Petitioners is an unfair labour practice and that the mode of payment of salaries should be continued as was done in the past by cash. I see no reason to interfere

at this interim stage. Writ Petition rejected.

2. The Industrial Court, Thane will dispose of the Complaint (ULP) No.108 of 2004 as expeditiously as possible.